

NIXON & VANDERHYE PC Fax: 703-816-4100

Dec 30 2005 14:45

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 4209-41

C# M#

VOGELEY

TC/A.U.

2837

Serial No. 10/815,999

Examiner: Aguirrechea, Jaydi A.

Filed: April 2, 2004

Date: December 30, 2005

Title: PIEZOELECTRIC DEVICES AND METHODS AND CIRCUITS FOR DRIVING  
SAME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**ELECTION**  
**RESPONSE/AMENDMENT/LETTER**

This is an election in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

**Correspondence Address Indication Form Attached.**

**Fees are attached as calculated below:**

Total effective claims after election 152 minus highest number  
previously paid for 152 (at least 20) = 0 x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after election 18 minus highest number  
previously paid for 18 (at least 3) = 0 x \$200.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add  
\$360.00 (1051)/\$180.00 (2051) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)

Two Month Extensions \$450.00 (1252)/\$225.00 (2252)

Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)

Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)

Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add \$130.00 (1814) / \$65.00 (2814) \$

Applicant claims "small entity" status.  Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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HWB:ish

NIXON & VANDERHYE P.C.  
By Atty: H. Warren Burman, Jr., Reg. No. 29,366

Signature: H. Warren Burman, Jr.

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In re Patent Application of

VOGELEY Atty. Ref.: 4209-41; Confirmation No. 7278  
Appl. No. 10/815,999 TC/A.U. 2837  
Filed: April 2, 2004 Examiner: Aguirrechea, Jaydi A.  
For: PIEZOELECTRIC DEVICES AND METHODS AND CIRCUITS FOR DRIVING  
SAME

\* \* \* \* \*

December 30, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ELECTION UNDER 35 USC §121

Sir:

In response to the Office Action dated November 30, 2005 holding the subject matter of claims 1 - 17, 48-64, 69, 70, 91-94 and 100-117 to be non-obvious and patentably distinct from that of the remaining pending claims, Applicant(s) hereby elect the invention of Group I (upon which claims 1 - 17, 48-64, 69, 70, 91-94 and 100-117 are readable) for further substantive examination.

This election is made without traverse. However, since a restriction requirement is never proper unless the restricted group of claims is patentably distinct (i.e., inter alia, non-obvious under 35 USC §103) from the elected group of claims, the Examiner is requested to insure that such patentable distinctness is present before proceeding to make the requirement final.

It is respectfully requested that the non-elected claims be retained for use with a possible divisional application.

VOGELEY  
Appl. No. 10/815,999

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: H. Warren Burnam, Jr.  
H. Warren Burnam, Jr.  
Reg. No. 29,366

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